

EXHIBIT E

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

WYNN LAS VEGAS, LLC d/b/a WYNN)
LAS VEGAS,)
Judgment Creditor,)
vs.) No. BS123009
JOSEPH FRANCIS,) BC296675
Judgment Debtor.)

IN RE GIRLS GONE WILD LITIGATION.)

PMK OF MANTRA FILMS, INC.

DEPOSITION OF

JOSEPH FRANCIS

LOS ANGELES, CALIFORNIA

APRIL 18, 2012

ATKINSON-BAKER, INC.
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REPORTED BY: CANDACE A. NICHOLS, CSR NO. 12239
FILE NO.: A50A2FD

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vs.) No. BS123009
JOSEPH FRANCIS,) BC296675
Judgment Debtor.)
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IN RE GIRLS GONE WILD LITIGATION.)
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DEPOSITION OF PMK OF MANTRA FILMS, INC.,
JOSEPH FRANCIS, taken on behalf of Judgment Creditor, at
111 North Hill Street, Department 1-A, Los Angeles,
California, commencing at 9:38 a.m., Wednesday, April 18,
2012 before CANDACE A. NICHOLS, CSR No. 12239.

A P P E A R A N C E S:

FOR JUDGMENT CREDITOR:

BROWNSTEIN, HYATT, FARBER, SCHRECK
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225 Broadway
Suite 1670
San Diego, California 92101

FOR JUDGMENT DEBTOR:

THE AFTERGOOD LAW FIRM
BY: AARON D. AFTERGOOD, ESQ.
1875 Century Park East
Suite 2230
Los Angeles, California 90067

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I N D E X

WITNESS: JOSEPH FRANCIS

EXAMINATION	PAGE
By Mr. Seber	5

EXHIBITS	JUDGMENT CREDITOR		PAGE
NUMBER	DESCRIPTION		
1	Printout from Joe Francis's website - 7 pages		44
2	E-mail from Bob Klueger to Leticia Kimble dated 3/21/12 - 1 page		71
3	Subpoena dated 4/11/12 - 11 pages		75
4	Certificate of Shares for Joe Francis - 1 page		85
5	Civil Subpoena dated 1/18/12 - 8 pages		88

1 LOS ANGELES, CALIFORNIA; WEDNESDAY, APRIL 18, 2012;

2 9:38 A.M.

3
4 JOSEPH FRANCIS,

5 having been first duly sworn, was

6 examined and testified as follows:

7
8 EXAMINATION

9 BY MR. SEBER:

10 Q. Mr. Francis, is it okay if I call you Joe?

11 A. It's okay if you call me Joe.

12 Q. You've just been sworn in. You were sworn in
13 downstairs, as well, too. You have an understanding of
14 that oath?

15 A. Do you mind if I just . . .

16 Q. Just make yourself comfortable. Yeah, make
17 yourself comfortable. So, even though we are in a
18 cafeteria here, it's just like we're in a court of law,
19 testifying under oath with the full meaning, force, and
20 effect. Do you have any questions about that?

21 A. No, no questions about that.

22 Q. The last time we went over a lot of the kind of
23 procedures and ground rules. I think one of the biggest
24 things that I have a problem with is not talking over
25 each other, because we have a natural tendency, when we

1 are having a conversation, we want to just kind of help
2 each other along. So, let's try to do that today, try
3 not to talk over each other. If you have any
4 questioning about my questions, let me know. I'm sure
5 Mr. Aftergood here will object. Give him time to
6 object, and then we'll hash things out if we can.

7 The last time, the last examination that I took
8 of you, I think it was around August of this last year.
9 Do you recall that?

10 A. Yes.

11 Q. Around August 22nd. I don't know the date for
12 certain, but it was here in this building.

13 A. Correct, downstairs.

14 Q. Right. And then you were represented by Liner
15 and the I think the gentleman's name was Daniel . . .

16 A. Gutenplan.

17 Q. Correct. There's a lot of talk -- it seemed
18 like you were on the eve of filing bankruptcy at that
19 time?

20 A. Yeah.

21 Q. Do you remember that?

22 A. Yes.

23 Q. What happened between now and then? Are you
24 still considering bankruptcy right now?

25 A. 100 percent.

1 Q. Is that on the doorstep, so to speak?

2 A. Filed a complaint, if it was -- yeah, it's the
3 plan.

4 Q. In your personal capacity?

5 A. Personal and corporate, absolutely.

6 Q. What corporations?

7 A. Well, I don't -- I'd have to talk to my lawyers
8 about what corporations.

9 Q. Which lawyers?

10 A. Mr. Aftergood.

11 Q. Is it accurate to say that Mr. Aftergood
12 handles the majority of your legal affairs?

13 A. No.

14 Q. Who are the other attorneys that you employ?

15 A. I use Roy Black, I use Matt Dershowitz. I
16 use --

17 Q. Hold on. Just slow down a second.

18 A. Oh, I'm sorry.

19 Q. I just want to make sure she gets it. I'm
20 still processing names.

21 A. Roy Black, Matt Dershowitz, Dave Houston,
22 Aaron Aftergood.

23 MR. AFTERGOOD: And at this juncture, I want to
24 just remind the deponent or the witness to be careful
25 about venturing into anything --

1 THE WITNESS: Well, I'm not going to talk about
2 any conversations.

3 BY MR. SEBER:

4 Q. Yeah, I don't want to know about any specific
5 conversations. You know that. You've had your
6 deposition taken many times.

7 A. Yeah.

8 Q. I'm not going to try to trick you into
9 divulging any attorney-client privileges. What type of
10 matters -- the subject matters, not the specific
11 matters -- does Mr. Black handle for you?

12 A. I think that's attorney-client privilege.

13 Q. As far as it's transactional or if it's -- I
14 mean, anything of public record I'm talking about, Joe.

15 A. The things that they handle -- and this is what
16 I've been advised by counsel: They are attorney-client
17 privilege and do not discuss -- by all counsel.

18 Q. By all counsel?

19 A. Because they are conversations that happened
20 between me and my attorney, and that's my privilege to
21 hold -- this is how it's been explained to me by
22 counsel. So, if you ask me their names, I can tell you
23 their names. Anything else beyond that, I'm going to
24 have to claim the attorney-client privilege.

25 Q. Just so I understand your position, is your

1 position if a matter -- say, Mr. Black is handling a
2 matter for you that's a public record --

3 A. Oh, it's if it's a public record --

4 Q. A public record, yeah.

5 A. -- the public record should speak for
6 themselves.

7 Q. Yeah, that's what I'm asking about, and I think
8 I'll make it a little bit easier.

9 A. He's handled some public things for me in the
10 past, but nothing's public right now.

11 Q. Nothing's public.

12 In the matters that he's handled for you in the
13 past, the public matters -- were they transactional in
14 nature? Were they litigation in nature?

15 A. I think, you know, just you can Google it, and
16 it speaks for itself. I don't want to waive that
17 privilege by discussing my communications or -- you
18 know, because I just don't want to waive that privilege.
19 And my attorney just warned me that the minute I go down
20 that road, it's -- you know . . .

21 Q. Are those -- right now you currently -- you
22 currently employ, you personally, Mr. Joe Francis?

23 A. I'm sorry?

24 Q. Yeah, let me make sure I'm making it clear. Do
25 you employ these attorneys, Mr. -- what was the first

1 gentleman's name besides Mr. Aftergood?

2 A. No, the only attorney that I employ personally
3 is Mr. Aftergood.

4 Q. So, the other gentlemen that you referenced are
5 employed by who?

6 A. Well, you asked who's done work for me.

7 Q. Right. Now I'm just asking a different
8 question.

9 A. Okay.

10 Q. I'm not trying to mischaracterize your
11 testimony.

12 THE WITNESS: Are you kind of confused?

13 MR. AFTERGOOD: I am little confused.

14 THE WITNESS: Just help me out.

15 BY MR. SEBER:

16 Q. Yeah, let me help you out. The first
17 gentleman's name was Mr. Blackwood?

18 A. Roy Black.

19 Q. And was he employed by you or was he employed
20 by someone else?

21 A. I don't -- I don't know. I haven't seen -- I
22 can't recall right now. I don't know what the fee
23 agreement says.

24 Q. And the same question for Mr. Houston.

25 A. He wasn't employed by me personally. I don't

1 think that -- no, I don't believe he was employed by me
2 personally, retained by me, but I don't know that -- I
3 don't want to discuss my attorneys' retainer agreements.
4 I believe that's privileged, isn't it?

5 MR. AFTERGOOD: I don't know.

6 BY MR. SEBER:

7 Q. Look, I'm not asking the specifics, Joe. I'm
8 trying to make it easy.

9 A. Yeah, yeah. What do you want to know?

10 Q. I just want to know if they were employed by
11 you or they were employed by someone else.

12 A. And I don't know the answer to that question.
13 I mean, I'd have to review the retainer agreements, but
14 probably I couldn't discuss it.

15 Q. I'll move on to a different topic. It's a
16 little easier. You know that I watched the Super Bowl
17 and that whole thing with Madonna. Tell me what
18 happened with that, because I don't quite understand it.
19 There's a -- obviously there's some type of trademark
20 with Girls -- affiliated with Girls Gone Wild, right?

21 A. It was just a publicity stunt. It was merely a
22 publicity stunt. There was -- I don't believe we ever
23 actually filed anything or did anything other than send
24 a letter to Madonna asking her not to -- sent a
25 letter -- I think it's all in the press.

1 Q. I know. That's how I know about it. It's no
2 great detective work. I just googled your name; and
3 it's, like, one of the top results in actually recent
4 controversy, Madonna --

5 A. It's interesting.

6 Q. It is. I watched a little bit of the halftime
7 show. I was a little disappointed --

8 A. Kind of like they shouldn't have done that
9 song, don't you think?

10 Q. I was waiting.

11 A. I think the album would have done well. The
12 album would have done well had they released that first.

13 Q. What song is that?

14 A. Girl Gone Wild -- or Girls Gone Wild. She
15 changed it to Girl Gone Wild, right?

16 Q. It's pretty cheesy.

17 A. Pretty cheesy.

18 Q. She was going to use Girls Gone Wild?

19 A. Oh, yeah.

20 Q. Then she changed it to Girl Gone Wild?

21 A. Yeah.

22 Q. And is Girl Gone Wild actually -- is that
23 actually a song on her album?

24 A. Girls Gone Wild is. Yeah, it's the No. 1 song
25 on her album, but she changed it now to Girl Gone Wild.

1 Q. Did she have to go back and recut the lyrics
2 and everything?

3 A. Yeah, they did the night before they released
4 it. Yeah. This is my understanding, and this is all,
5 like, what I understand from her people.

6 Q. And that's all I'm asking for. So, there is --
7 obviously there is a Girls -- Girls plural -- Gone Wild
8 trademark? Is it a trademark, I take it?

9 A. I would have to ask my attorneys.

10 Q. Which attorney?

11 A. Mr. Aftergood.

12 Q. Do you have any understanding who has ownership
13 rights to that trademark?

14 A. No, I don't, but I don't know who does.

15 Q. You don't. You mean you personally?

16 A. Yeah -- nor do I know.

17 Q. Was there any legal action taken against her
18 for possible infringements of that trademark?

19 A. Nope.

20 Q. Any --

21 A. There was a threat of legal action. I think it
22 was just --

23 Q. Just that letter?

24 A. Just a press play. It's on the Internet.

25 Q. Yeah, I'll look at it. It's a bit interesting.

1 The last time we talked, I asked you some
2 questions about your -- just basic questions about
3 income. I'm going to ask the same questions now.

4 A. Go ahead. That's fine.

5 Q. So, what is your current income right now?

6 A. I don't think I have an income.

7 Q. How about -- and I'll break it down.

8 A. Okay. Go ahead.

9 Q. How about bonuses? Do you receive any -- like,
10 a commission? I know some people consider, like, an
11 income, like, a 9:00 to 5:00 job.

12 A. No, an income would be anything probably
13 that -- economic benefit that I receive, and I just
14 don't right now and I haven't in quite some time. The
15 same answer I gave you six months ago.

16 Q. So, when was the last time you had any
17 income -- an income?

18 A. 2008, 2007.

19 Q. Before the Mantra . . .

20 A. Debacle?

21 Q. Debacle, scandal that we talked about?

22 A. Yep. You have that all on the transcript, too.

23 Q. Yeah, I know. I've read it.

24 A. Yeah. I mean, like, so, what would you do?

25 You'd file for bankruptcy, too, you know what I'm

1 saying? But you'd tee everything up and let everything
2 play out and then just file. That's what I'm waiting
3 for. I'm just waiting for some judgments to be
4 finalized. That's why I'm waiting to file, just to let
5 everything get -- get rid of all of it at one time.

6 Q. So, do you have any deferred compensation?

7 A. No.

8 Q. I asked these questions last time. I'm going
9 to ask --

10 A. Yeah, no, that's fine. No, I understand it's
11 the same questions. So, the answer is "no."

12 Q. So, no deferred conversation, nothing in the
13 works as far as if you are working with people about
14 possible business plans where you may stand to gain some
15 income or other economic benefit?

16 A. I mean, I filed a lawsuit against Mohamed Hadid
17 for a helicopter --

18 Q. Yeah, I remember --

19 A. -- that he sold --

20 Q. -- we talked about Mr. Hadid last time.

21 A. -- that he owes me money. So, that would be
22 the only thing I think I stand to have any income or
23 benefit over.

24 Q. And you personally don't have any ownership
25 rights, any trademarks, any -- let me break it down.

1 Any trademarks?

2 A. Nope.

3 Q. Copyrights?

4 A. Nope, nope, own nothing.

5 Q. Patents?

6 A. Nope, no copyrights, trademarks or patents. I
7 personally do not have any ownership.

8 Q. Have you received anything of value in the last
9 year?

10 A. All right. Well, that's vague and ambiguous.
11 So, I'm going to object for my lawyer.

12 Q. How can I make it -- how can I make it --

13 A. He's asleep at the wheel, but --

14 Q. How can I make it more clear, break it down?

15 A. Yeah, just like, I mean, you know what I'm
16 saying --

17 Q. Let's make it over \$500, okay, and let's
18 make --

19 A. Have I personally received any? No.

20 Q. Have you been given any gifts?

21 A. No, I don't want any.

22 Q. How about has anybody --

23 A. Bought me dinner? Yeah, probably. I mean,
24 that's a value, right?

25 MR. AFTERGOOD: Right.

1 BY MR. SEBER:

2 Q. It is, and we'll get to that. You know --

3 A. You have to go a --

4 Q. I'm not through with you.

5 A. I know, I know, I know.

6 Q. And it's a little bit curious to know how you
7 get by if you don't receive any income. So, let's I
8 mean, let's break down, like, a day in the life of
9 Joe Francis, which must be -- you know, must have some
10 receipt of income or some receipt of money, I should
11 say, so you can pay your daily living expense. So, you
12 wake up. Where did you wake up today? At the -- the
13 Bel Air Place?

14 A. Uh-huh.

15 Q. And you still live there obviously?

16 A. Uh-huh, yes.

17 Q. And for the record, the address is 111 or is
18 there another one?

19 A. 1111 Bel Air Place, yeah, but I don't own the
20 property.

21 Q. So, you wake up there, and then you have --
22 you've got to eat something.

23 A. No, I don't really eat in the morning.

24 Q. When did you eat?

25 A. I eat lunch.

1 Q. So, how do you get that? Who provides that
2 food?

3 A. Well, do you want me just to go through
4 yesterday?

5 Q. Please.

6 A. My attorney bought me lunch at Lemonade. We
7 went to Lemonade in, what, Brentwood?

8 MR. AFTERGOOD: Right.

9 THE WITNESS: And then I went home, did some
10 e-mails.

11 BY MR. SEBER:

12 Q. So, when you are eating --

13 A. Did a deposition, right?

14 MR. AFTERGOOD: That's right.

15 BY MR. SEBER:

16 Q. Warmed up, that's great. So, when you are not
17 eating with your attorney and you are eating in your
18 house, there's food there, right?

19 A. Sometimes.

20 Q. How does the food get to the house?

21 A. I'll have somebody go pick it up.

22 Q. Is Heffe (phonetic) -- is it Miss Heffe, your
23 assistant?

24 A. Yeah.

25 Q. Does she pick it up?

1 A. Uh-huh.

2 Q. We talked about her a little bit last time.

3 So, she typically goes and picks up the food?

4 A. Well, not typically.

5 Q. Well, who typically picks up the food?

6 A. Gosh, who picks up the food? Me.

7 Q. And when you are at the grocery store, how do
8 you pay for it?

9 A. Cash.

10 Q. Or the last time we talked about the American
11 Express card?

12 A. Yeah.

13 Q. Do you still have that American Express card?

14 A. No, I think they took it away.

15 Q. Who's "they"?

16 A. American Express.

17 Q. Do you have another credit card that you have
18 access to that you use?

19 A. No.

20 Q. No more credit cards?

21 A. Well, I might, but nothing that I use
22 personally.

23 Q. Well --

24 A. This is to me personally, right?

25 Q. Well, I'm just saying -- I'm not going to

1 differentiate between whether you're doing something for
2 a corporation and you have a credit card. Right now I
3 just want to know --

4 A. Me personally? No, I don't have any.

5 Q. You in any capacity, whether it's for -- you
6 know, whether it's for GGW Brands, Inc., or --

7 A. No, you can't -- no, no, the thing is -- no,
8 there's a difference.

9 Q. Yeah.

10 A. Okay. I'm sitting here as a judgment debtor
11 for what? For me personally and then for Mantra Films.

12 Q. Well, yeah, Joe, but it's also -- it's a
13 little -- when you don't have any income coming in
14 personally, you know, we are entitled to try to figure
15 out who's paying for your basic needs.

16 A. And I told you, I ask my attorneys. When I
17 need money, I ask my attorneys.

18 Q. The last time we talked about Liner, right?

19 A. Yeah.

20 Q. Liner provided --

21 A. Yeah, the bills.

22 Q. Well, no, what I was referencing is that --

23 THE WITNESS: Liner paid the bills?

24 MR. AFTERGOOD: Right.

25 //

1 BY MR. SEBER:

2 Q. They did. What I was -- hold on.

3 A. Yeah.

4 Q. Hold on, Joe. I just don't want to -- we are
5 both doing where we are talking over each other, and I'm
6 not trying to be rude and I know you are not either. I
7 just want to make a good record.

8 A. No, I'm not trying to be rude.

9 Q. I know that.

10 So, I believe last time you testified when you
11 needed, like, a basic living stipend or some money, that
12 you would get it from Liner; is that correct?

13 A. No, I just said my lawyers.

14 Q. Okay.

15 A. And you said, "Who are your lawyers?"

16 And I said, "Well, Liner is one of my lawyers."

17 Q. So, if you do need to get just day-to-day money
18 or any money, where do you get that from?

19 A. I ask Mr. Aftergood.

20 Q. Mr. Aftergood. Is there anybody else besides
21 Mr. Aftergood that you asked?

22 A. No.

23 Q. So I want to be clear. If you need that -- we
24 talked a little bit about when you went to the grocery
25 store and you had some cash on you, if you needed that

1 cash, that would come from Mr. Aftergood?

2 A. Well, I'd borrow it, yeah, as a loan.

3 Q. Do you have an agreement in place with
4 Mr. Aftergood?

5 A. Yes, I have an oral agreement in place, but
6 I'll pay him back one day when I can afford to pay him
7 back.

8 Q. It's very kind of him.

9 A. Well, don't you think that, you know? I'll
10 have a clean slate, bankrupt and all. And then you are
11 done, and then you get a fresh start.

12 Q. Okay. So, rather than finishing out your whole
13 day, then it's safe to say that anything you need,
14 moneywise --

15 A. I can borrow money from friends with the idea
16 that I'm borrowing it, and then I have to pay it back.

17 Q. So, do you get a utility bill at the Bel Air
18 Place?

19 A. I don't.

20 Q. Who does?

21 A. I don't know.

22 Q. Who would know?

23 A. Mr. Aftergood maybe, but I don't know. I don't
24 want to speculate.

25 Q. So, you are completely in the dark about how

1 basic items --

2 A. Oh, yeah --

3 Q. Hold on a second.

4 A. Okay, sorry.

5 Q. I just want to make sure we are clear.

6 A. I know, you want to be clear. Go ahead, go
7 ahead, go ahead.

8 Q. Thanks. So, besides utility bills; so,
9 anything associated with the Bel Air house, you have no
10 idea how you would spend it?

11 A. As I testified earlier or at least as I
12 testified in the last judgment debtor exam that we did
13 downstairs, like, six months ago, I believe that's
14 intentional, and I like it that way. So, I'm not going
15 to ask any questions. I mean, I searched for documents.
16 I didn't have any of the documents pursuant to -- I went
17 through everything, and I didn't have any of that stuff.
18 And the only conversations I've had about the stuff are
19 with my attorneys; and I think I have been intentionally
20 left in the dark, even if I ask a question.

21 Q. And why is that? Why is it a good idea that
22 you are intentionally left in the dark?

23 MR. AFTERGOOD: I'll object to that, calls for
24 speculation.

25 But if you know, you can answer.

1 THE WITNESS: Well, it involves conversations
2 with my attorneys; so, I don't want to say any -- I
3 don't.

4 BY MR. SEBER:

5 Q. Well, do you have an independent opinion,
6 outside of what an attorney has told you or a
7 conversation that you've had with him, about why you
8 believe it's a good idea that you're intentionally in
9 the dark about your finances?

10 A. No, I don't have an opinion.

11 Q. Who would be the best person specifically to
12 talk to about your finances?

13 A. My attorney, Aaron Aftergood.

14 Q. It's Mr. Aftergood?

15 A. Yes.

16 Q. And how long has that been the case, that
17 Mr. Aftergood has represented you?

18 A. Eight months now, at least, a year. Has it
19 been a year?

20 MR. AFTERGOOD: I don't think it's been a year.

21 BY MR. SEBER:

22 Q. Time flies when you are having fun. Well, he
23 wasn't representing you at the last hearing, the last
24 examination we had.

25 A. Yeah, which was probably August -- August

1 somewhere.

2 Q. August?

3 A. August, yeah. So, you want to know how long
4 he's represented me?

5 Q. No, don't worry about it. Strike that
6 question.

7 A. I mean --

8 Q. I can figure it out.

9 A. Yeah.

10 Q. Joe, is anything being held for you of value
11 for you by a third person?

12 A. No, not from me.

13 Q. How about -- I said, "third person." I should
14 have clarified. Third party, company -- nobody's
15 holding anything for you; there's no pot of money out
16 there being held by you?

17 A. No -- go ahead. I'm sorry, go ahead. I'll let
18 you finish.

19 Q. I took too long with my question. There's
20 no --

21 A. Well, you compounded it. It's not like you
22 take -- you added another question on top of it, but go
23 ahead.

24 Q. So, nobody is holding any money for your use,
25 any third parties?

1 A. Other than the \$5 billion being held in the
2 account -- I'm kidding. No. I was joking, by the way.

3 Q. And I mean anywhere, too, even overseas.

4 A. Yeah. No.

5 Q. Are you still a beneficiary on any trusts?

6 A. Not to the best of my knowledge.

7 Q. Is the Francis trust that we discussed last
8 time -- is that still in existence?

9 A. I don't know.

10 Q. Who would know?

11 A. Aaron Aftergood, my attorney. I'd have to
12 discuss it with my attorney.

13 Q. No more Mr. Raymond (phonetic)?

14 A. No more Mr. Raymond.

15 Q. I take it you and Mr. Raymond aren't on good
16 terms anymore.

17 A. Um, no, we are not on good terms.

18 Q. There's been a lawsuit filed -- I can't
19 remember who originally filed the original lawsuit.

20 A. We filed against him originally.

21 Q. And has he counter sued?

22 A. I -- I haven't been served with anything, but
23 I'm aware that there is maybe something out there, but
24 I've not been served with anything. So, I can't tell.
25 We were talking about me today. Sorry about that.

1 Q. Of course. Do you have access to any bank
2 accounts?

3 A. Nope.

4 Q. Do you have access to any corporate bank
5 accounts, bank accounts not in your name?

6 A. No.

7 Q. Are you --

8 A. Not to the best of my knowledge.

9 Q. Are you signatory on any company checks? Can
10 you sign for a company for their checks?

11 A. I think I can, yeah.

12 Q. Do you know which ones?

13 A. No, not offhand.

14 Q. If I read you a list -- I'll go down and I'll
15 ask you just so we have a complete record, so to cover
16 that later. Have you signed a check that's been on the
17 company check in the last two years?

18 A. I don't know. I'd have to -- I'd have to
19 check. I assume so, but I'd have to check.

20 Q. Who would you check with?

21 A. My attorney, Aaron Aftergood.

22 Q. Is that for all the companies that you do
23 business with?

24 A. Uh-huh.

25 Q. You don't have any money on you right now, do

1 you?

2 A. 20 bucks, parking.

3 Q. Did you get that from Mr. Aftergood?

4 A. Uh-huh, he loaned it to me, with the intention
5 of receiving it back, I'm sure.

6 Q. With interest?

7 A. Ask him.

8 Q. That was in the oral contract, if there's
9 interest in it?

10 A. Ask Mr. Aftergood.

11 Q. I'm going to jump back, Joe, to the topic of
12 bankruptcy.

13 A. Okay.

14 Q. Has there been any change in --

15 A. The attorney?

16 Q. No, almost. Almost got it.

17 A. We've done this so many times, I got you.

18 Q. It's a good dance.

19 A. I got you.

20 Q. Has there been any change in any creditors that
21 you owe money to since the last time? The last time you
22 listed some of your creditors.

23 A. Yeah, preference payments? No, everyone is
24 getting nailed at the same time.

25 Q. Zero?

1 A. Yeah, but I want to wait until these judgments
2 come to fruition, then boom, everything's set perfectly.
3 It's all teed up for bankruptcy. I've told you that.
4 There are no assets. It's at zero assets, bankruptcy.

5 Q. Besides Wynn Las Vegas, who are some of the
6 other creditors?

7 A. I don't even know. I know -- yeah, I don't
8 know offhand.

9 Q. Who would know? Would Mr. Aftergood?

10 A. Yeah, Mr. Aftergood. I mean, I'm intentionally
11 left out of this. I told you that last time.

12 Q. I understand.

13 A. I know. You have to --

14 Q. You know I have to go through and be thorough
15 with all of these. I'm not trying to --

16 A. I'm happy, because it makes it easy.

17 Q. What's your current employment, if you have
18 any?

19 A. Creative consultant for GGW.

20 Q. Which GGW? There's several GGWs. All of them?

21 A. Brands.

22 Q. So, as a creative -- if someone asked you,
23 "Hey, Joe, what you are you doing nowadays?" that's what
24 you'd tell them -- I mean, creative?

25 A. Absolutely. Somebody asked me yesterday.

1 That's what I said.

2 Q. It sounds good. That's a good title. What
3 does a creative consultant do?

4 A. I don't know. It doesn't pay me. Maybe I
5 should be a lawyer. What do you think? Where did you
6 go to law school?

7 Q. University of San Diego.

8 A. USD? My sister went there. Undergrad there,
9 too?

10 Q. A little bit.

11 A. My sister went down there -- you're about 40,
12 right?

13 Q. About that.

14 A. You know Babette Francis?

15 Q. You know, that sounds familiar. It's a small
16 world.

17 A. It's a small world. She's an alpha
18 (unintelligible). ADPi? ADPi was the good one down
19 there at USD at the time, wasn't it?

20 Q. I wasn't big into the sorority system. I
21 played rugby.

22 A. There's the whole problem.

23 Q. I played rugby. That was kind of my thing.

24 But anyway, back on topic. So, as a creative
25 consultant, you are not provided -- you don't expect to

1 be provided any salary or anything like that?

2 A. No, nor defer compensation.

3 Q. Right.

4 A. None.

5 Q. Is it accurate to say that you are doing the
6 work that you are doing now in expectations of getting
7 something after the bankruptcy is complete?

8 A. No, no, not at all. I'm actually like -- I
9 spend most of my time like this. We were in court on --
10 yesterday -- I mean, we were in depositions all day
11 yesterday. We were in court on Monday, correct, of this
12 week?

13 MR. AFTERGOOD: I think it was Friday.

14 THE WITNESS: Friday, and Monday we had another
15 depo. So, this is pretty much what I do. So, I do this
16 up until these -- hopefully I'll get a final judgment
17 and then 7 out, baby. Done.

18 BY MR. SEBER:

19 Q. 7 out?

20 A. 7 out. Chapter 7, out, done. There will be no
21 restructuring. It's zero assets.

22 Q. So, as the creative consultant, you don't
23 have -- if you had to tell me, "Hey, what are your exact
24 duties?" you couldn't tell me what those are?

25 A. Creative consultant.

1 Q. Is it just a title only?

2 A. I don't really have any responsibilities or
3 duties.

4 Q. How about --

5 A. Or ownership.

6 Q. Ownership of what?

7 A. Anything.

8 Q. So, you have zero ownership of any companies
9 right now?

10 A. Zero ownership.

11 Q. And how long has that been the case?

12 A. A long time.

13 Q. Since --

14 A. I don't know. I wouldn't want to guess. I'd
15 have to talk to my attorneys.

16 Q. Could it be since -- is it more than five years
17 ago?

18 A. No, probably less than five years.

19 Q. More than two?

20 A. Yeah, way more than two.

21 Q. So, more than two years ago, you have not had
22 any ownership in any companies?

23 A. Well, I would have to discuss that with my
24 attorney, but I don't know for 100 percent sure.

25 Q. But you believe so?

1 A. Well, what I believe and what -- I don't want
2 to speculate.

3 Q. Well, I'm just trying to follow up on what you
4 said, Joe. I'm not trying to put words in your mouth.

5 A. Yeah, no, I know. But I don't want to
6 speculate; so, I'd have to discuss that with my
7 attorney, and I wouldn't want to speculate. But I
8 did -- do agree to the parameters that it would be less
9 than 5- and more than 2-, somewhere in there.

10 Q. What, though? That's what I don't understand.
11 What's --

12 A. What is your question?

13 Q. I got lost in your answer. I don't know if you
14 know now or you don't. My question -- do you have to
15 talk to your attorney? Is that -- I just don't know.

16 So, the question is: Do you have any ownership interest
17 in any companies?

18 A. No.

19 Q. And the thing that you --

20 A. Not to the best of my knowledge.

21 Q. To the best of your knowledge, and the thing
22 that you were unsure about is how long that's been the
23 case?

24 A. Yes.

25 Q. Right?

1 A. Yes.

2 Q. And, so, that's where you were responding, "I'd
3 have to talk to my attorneys about," would be the time
4 when you no longer had any interest in companies, right?

5 A. The time, yeah, and I said --

6 Q. You just don't know?

7 A. I'm not going to speculate.

8 Q. So, as of right now, you have no -- this date
9 you can say, today's date, you have no interest in any
10 companies?

11 A. To the best of my knowledge, correct.

12 Q. And "companies" I mean -- you know, I'm not
13 trying to be super technical. I'm not talking like
14 LLCs, limited liability companies --

15 A. Anything?

16 Q. Anything. Incorporated.

17 A. To the best of my knowledge, nothing.

18 Q. And if anybody -- if I needed to confirm --

19 A. Go online.

20 Q. Well, besides going online, would I talk to
21 Mr. Aftergood?

22 A. Yeah.

23 Q. Is that the best person?

24 A. Well, how would he be the best person to
25 confirm that I personally don't own any part? Go to the

1 companies themselves. Ask them if I own anything.

2 Q. But who --

3 A. Corporate records, right, search would probably
4 be the best way. But to confirm whether, I don't know.
5 Probably. I'm the best person, and I'm confirming to
6 you, I don't own any companies.

7 Q. Or have any ownership interest in the
8 companies?

9 A. Asked and answered, yeah. I mean, really.

10 Q. Are you currently still unmarried?

11 A. Yes.

12 Q. The last time --

13 A. Or divorced. I don't know what you want to
14 call it. Civil unionized. So, I never got married.

15 Q. You never got married to Christina McLarty?

16 A. Yes, that's correct.

17 Q. And now you are still single, not married to
18 anybody right now?

19 A. (Witness nodding head.)

20 Q. Yes?

21 A. Yes. I mean . . .

22 Q. It's good when I cross things off.

23 Joe, you testified earlier about checking
24 e-mails like you are doing right now --

25 A. Oh, no, I was waiting for your question.

1 Q. No, that's fine.

2 A. I'm sorry. No, no, no, I'm not checking
3 e-mails.

4 Q. No, I'm talking about when you testified about
5 checking e-mails, you said you used a computer at your
6 house.

7 MR. AFTERGOOD: Objection. I don't know if
8 that was stated. He said he went home and --

9 THE WITNESS: Yeah.

10 MR. AFTERGOOD: -- checked e-mail, I think.

11 THE WITNESS: Yeah.

12 BY MR. SEBER:

13 Q. How do you check for e-mail?

14 A. On my phone.

15 Q. Your phone. Do you have a computer at home?

16 A. No, not currently.

17 Q. Do you have access to a computer anywhere else?

18 A. Yeah.

19 Q. Where would that be?

20 A. My attorney's office.

21 Q. So --

22 A. Century City.

23 Q. And that's the only other place you have access
24 to a computer?

25 A. Well, I probably could access that computer

1 (indicating), I could use computers everywhere. I
2 probably have access to a lot of computers.

3 Q. Fair enough. You know -- I mean, a computer
4 that -- a computer that's yours to use?

5 A. Yeah, I've got a computer on my phone. Why do
6 I need a computer for? You are still a BlackBerry guy,
7 huh? That's your problem.

8 Q. Yeah.

9 A. Chad, come on, grow up.

10 Q. Old school.

11 A. Come on, buddy, old school.

12 Q. Right. So, I just want to make sure. I got it
13 that your only computer that you have that's personally
14 yours is that phone?

15 A. Well, you know, I use other computers.

16 Q. But they are not yours?

17 A. No, they are not mine personally. No.

18 Q. And they are not -- do they belong to a company
19 that you have any relationship to, like a GGW?

20 A. I have no ownership interest in any company
21 that I have access to a computer or anything else.

22 Q. Do you have access to -- I think there's an
23 office at Cloverfield?

24 A. Uh-huh.

25 Q. Is that office -- is that still in operation?

1 A. I don't believe so, but, you know.

2 Q. When's the last time you were there? That
3 probably will make it a little easier to answer a
4 question.

5 A. Six months ago.

6 Q. And when you do --

7 A. Five months ago, probably. I don't know? How
8 long ago? What do you think?

9 Q. What do you remember?

10 A. Six months ago --

11 Q. Six months?

12 A. -- probably.

13 Q. So, when you go to do --

14 A. A few months ago.

15 Q. -- your creative consulting, do you do that
16 from home?

17 A. Uh-huh.

18 Q. Does GGW Brands have an office?

19 A. Nope.

20 Q. Any of the GGW entities -- do they have an
21 office?

22 A. Ask them.

23 Q. I was told that -- well, strike that. I'll
24 come back to that.

25 Do you have access to the, like, use of a car

1 or motor vehicle?

2 A. Uh-huh, yes.

3 Q. How many?

4 A. One.

5 Q. What is it? Make, model?

6 A. Do I have access to it?

7 Q. Yeah, can you drive it? Do you have the keys?

8 A. No -- yeah, sometimes.

9 Q. What kind of car is it?

10 A. I have a Prius, a white Prius.

11 Q. Toyota?

12 A. Toyota Prius, yeah.

13 Q. Going green?

14 A. (Witness nodding head.)

15 Q. Smart man. Good gas mileage.

16 So, who provides that car for your use?

17 A. One of the GGW companies.

18 Q. And why do they provide it to you? Is it
19 because of your role as a creative consultant?

20 MR. AFTERGOOD: Objection, that calls for
21 speculation and vague.

22 But you can answer.

23 THE WITNESS: Ask them.

24 BY MR. SEBER:

25 Q. How long have you had access to the Toyota

1 Prius?

2 A. Two years.

3 Q. And can you use it on a daily basis?

4 A. I don't know. I'd have to ask them.

5 Q. Has anyone told you, "Joe, you can't use this
6 Toyota Prius"?

7 A. Yeah.

8 Q. Who?

9 A. Eric Deutsch one time.

10 Q. When did Eric Deutsch tell you that?

11 A. I don't remember.

12 Q. A couple of years ago?

13 A. Yeah, somebody told somebody that. They did.

14 Q. Is Eric Deutsch currently affiliated with any
15 of the GGWs?

16 A. No.

17 Q. Is Eric Deutsch --

18 A. I'm sorry. Is this -- if you are going to ask
19 anything associated with GGW entities, you are going to
20 have to depose them or ask them.

21 Q. Okay.

22 A. If you are talking about me personally today,
23 Mantra Films; so, I'm happy to answer any questions
24 about me personally, Mantra Films.

25 Q. That's fine. But I am going to ask questions

1 about assets or --

2 A. You've already asked them.

3 Q. -- vehicles that are potentially -- that are
4 provided to you by the GGWs.

5 A. They are not provided to my ownership.

6 Q. Provided for use?

7 A. This table is being provided to use by the City
8 right now, you know, right?

9 Q. Is there any other vehicle that you have access
10 to besides the Toyota right now?

11 A. Yeah, Mr. Aftergood's car, you know, and if I
12 ask friends, they'll let me use their cars.

13 Q. A car that you use without having to ask him.

14 A. No, there's no car that I use -- I have to ask
15 that -- people to use all my cars.

16 Q. And the Toyota Prius, who do you have to ask
17 currently today if you want to use that?

18 A. The GGW entities.

19 Q. But who, Joe, do you ask personally? Is there
20 a person you call? Who do you ask?

21 A. My attorney.

22 Q. Which attorney?

23 A. Bob Klueger.

24 Q. And, so, if there's an asset that you are
25 using, is Mr. Klueger -- that's how you pronounce his

1 last name?

2 A. There's an asset, but it's their asset, though.

3 Q. But if you want to use it, you have to ask
4 Mr. Klueger?

5 A. Yes. So, I have to ask somebody.

6 Q. Are there other assets --

7 A. Who, in turn, asks somebody else that I don't
8 know.

9 Q. Are there other assets that you use besides the
10 Toyota, other cars that you use, that you have to ask
11 Mr. Klueger?

12 A. Not regularly.

13 Q. I'm just trying to figure out, Joe, is there
14 any other car that you use regularly beside the Toyota
15 Prius? Do you drive another car? Is there any other
16 car besides that?

17 A. Sometimes.

18 Q. And what would that be?

19 A. Mr. Aftergood's car, various other cars, rental
20 cars.

21 Q. Beside the Toyota Prius, is there any car that
22 you use on a weekly basis?

23 A. Sometimes, but not really.

24 Q. Well, what would that be besides the Toyota
25 Prius?

1 A. Sometimes I drive a Bentley.

2 Q. Is that Mr. Aftergood's subsequently or does
3 that belong to someone else?

4 A. It doesn't belong to me.

5 Q. And how do you get access to the Bentley?

6 A. I ask my attorney, Mr. Aftergood.

7 Q. Mr. Aftergood?

8 A. Uh-huh.

9 Q. Is there any other vehicle you ask any of your
10 attorneys to use for any reason whatsoever?

11 A. Nope.

12 Q. Just the Bentley and the Toyota?

13 A. Yep.

14 Q. I'm not trying to beat a dead horse, Joe. I'm
15 really --

16 A. No, I --

17 Q. I'm just trying to figure out what cars you use
18 on a frequent basis.

19 A. It doesn't matter. I don't own the car. I
20 don't have ownership interest, nor do I use them on a
21 consistent basis, nor does -- it doesn't matter. So,
22 I'm happy to answer your questions.

23 Q. Okay.

24 A. I don't care. I don't own the cars, I don't
25 have control or authority over the cars, I don't retain

1 the cars, I don't even put gas in the cars. I have no
2 ownership interest in the cars; and any cash I use to
3 buy things, I borrow and I get . . .

4 Q. You know, this will probably save a lot of
5 time: Is that true with everything you use of value?
6 So, if it's -- you know, if you are needing to travel --

7 A. I borrow.

8 Q. Borrow or is -- I want to distinguish between
9 the two. Besides --

10 A. Yeah, borrow with taking a debt with the
11 intention to pay back hopefully one day when I can
12 afford it. It hasn't been the easiest economic times.

13 Q. I understand. Are you still working -- and I'm
14 using that term loosely, because I don't know how you
15 define it. Do you still have some involvement with the
16 show that's on HDNet? We talked about it last time,
17 America's Hottest Next --

18 A. Yeah, it's finished. Yeah, it's over now.

19 Q. So, what's the name of the show?

20 A. The Hottest Girl in America.

21 MR. SEBER: I'm going to mark a document, and
22 I'll mark this as an exhibit.

23 (Exhibit 1 was marked.)

24 BY MR. SEBER:

25 Q. So, do you recognize what we are calling

1 Exhibit 1?

2 A. Absolutely.

3 Q. And what is this?

4 A. A website. My website.

5 Q. And how long has this website been up?

6 A. I don't know. Years.

7 Q. What's the purpose of the website?

8 A. Just for fans. I don't derive any revenue from
9 it.

10 Q. It seems pretty PR-related; is that true --
11 public-relations-related?

12 A. Well, I mean, yeah, it's for fans. PR, yes.

13 Q. That's just my take. I could --

14 A. Yeah.

15 Q. -- be completely wrong.

16 A. Well, it just explains a lot of misconceptions
17 out there, too, you know.

18 Q. That was my take.

19 A. I don't --

20 Q. It's pretty interesting.

21 A. Pretty interesting legal story from a lawyer's
22 perspective, huh?

23 Q. The first -- the latest blog and I think this
24 one talks about what we were talking about earlier, that
25 Girls Gone Wild trademark battle. And I first glanced

1 at that, and that's not Madonna. It kind of looked a
2 little bit like her, I think.

3 A. It is Madonna.

4 Q. Is it really?

5 A. Yeah.

6 Q. Seriously?

7 A. Uh-huh.

8 Q. No joke?

9 A. No joke. It's Madonna. She's 53.

10 Q. Wow.

11 A. Well, I'm not saying anything.

12 Q. I had a debate with a colleague whether that
13 was.

14 A. It is Madonna.

15 Q. So, I have to tell him he's right. Well, it
16 talks about "Over His 'Girls Gone Wild' Trademark," and
17 it's referring to you?

18 A. Yeah.

19 Q. And --

20 A. "His" meaning, and you want me to define that?

21 Q. Please.

22 A. "His" meaning, I originally came up with it. I
23 don't own it, but I originally came up with it. That's
24 what "his" means.

25 Q. You've got to understand when I read this, it

1 makes it seem like, "Okay, that's his trademark." But
2 your --

3 A. Yeah, but then you can search records and
4 understand that I don't own it.

5 Q. Well, that's what I'm here asking you, Joe.
6 I'm just trying to figure it out.

7 A. Yes, and "his" is in the terms -- "his" meaning
8 the one that he -- originally. Like, I came up with
9 that. And then they argue -- you know, I don't own it,
10 but I came up with it.

11 Q. And does that trademark have value?

12 MR. AFTERGOOD: Objection, calls for
13 speculation.

14 THE WITNESS: Yeah, I can't speculate.

15 BY MR. SEBER:

16 Q. Do you know if it has value? I'm asking you if
17 you know.

18 A. I'm not going to speculate.

19 Q. But you obviously would care if someone was
20 infringing upon that trademark's rights.

21 A. No.

22 Q. Do you?

23 A. If I had the right to sue her, I probably would
24 have, but I don't have the ownership right to sue her.

25 Q. So, your position is that you individually

1 don't have the right to sue on this trademark, the Girls
2 Gone Wild trademark?

3 A. Yeah, I don't have the right to sue personally,
4 no.

5 Q. And you don't know who does?

6 A. I could look it up just as easy as you could.

7 Q. I'm just asking you, Joe.

8 A. No. As I sit here today, no.

9 Q. Flip to Page 2 of Exhibit 1, and this is
10 talking about "Season 3 of the Hottest Reality Show on
11 TV." It's a couple of months old, it looks like, the
12 Hottest Girl in America. So, is that still in shooting
13 or -- that's the last season, is this year?

14 A. It's done.

15 Q. Done. So, the shooting process, it's all done.
16 There's no further -- there's not going to be a
17 Season 4?

18 A. That's correct.

19 Q. And what was your position? What was your
20 position in regards to that --

21 A. Talent.

22 Q. -- show?

23 I'm sorry. I didn't hear.

24 A. The host.

25 Q. The host. Did you receive any income for your

1 hosting abilities?

2 A. Nope, didn't even take a paycheck, not once.

3 Q. Why did you do the job?

4 A. Publicity.

5 Q. Publicity. Who was the main person, the point
6 of contact for the show that you worked with?

7 A. Eric Deutsch.

8 Q. Eric Deutsch? He worked -- I'm talking about
9 he worked for the Hottest Girl in America show?

10 A. Uh-huh.

11 Q. What was his position?

12 A. Executive producer.

13 Q. Do you still work with Mr. Deutsch?

14 A. No.

15 Q. Do you want more coffee?

16 A. No, I'm fine.

17 Q. When you need a break, you can tell me.

18 A. I don't think we'll be much longer.

19 Q. Turn to the page where it has Hate R Love.

20 A. Wait, I'm sorry. Just give me a number. Just
21 tell me what's at the top.

22 Q. The top is the Hate R Love, the one with the
23 picture of you and Mario Lopez.

24 A. Got it.

25 Q. And did you receive any payment for your

1 appearance on that show?

2 A. No.

3 Q. Anything of value?

4 A. No. Publicity.

5 Q. Publicity. And it references your Bel Air
6 mansion in there. Is that loose use of the term "your"?

7 A. Yeah, "your" and "his" and "her," it's just
8 bullshit. You know that. You are a lawyer. Nothing is
9 to imply ownership of any -- no mention of those words
10 is to infer or imply ownership in any way, shape, or
11 form.

12 Q. Your last page with the Beach Girls, with the
13 Kardashians --

14 A. Which page?

15 Q. The last page, it says: "Beach Girls."

16 A. Uh-huh.

17 Q. The same question there. It talks about Joe's
18 luxurious beachfront estate in Mexico.

19 A. It's all bullshit.

20 Q. You don't have any ownership right in the
21 house?

22 A. No, not one smidgen.

23 Q. And do you know who does?

24 A. Nope. That's great, because in the press you
25 can say all you want.

1 Q. Do you have an access or the use of a bank
2 account?

3 A. No.

4 Q. Do you have access or use of a bank account
5 for -- in the name of a third party?

6 A. No.

7 Q. Even overseas?

8 A. Nope.

9 Q. Do you have access to the use of a savings --
10 excuse me, a safe-deposit box?

11 A. No. Do people still even use safety-deposit
12 boxes?

13 Q. Old school people do.

14 A. Do they really?

15 Q. People who use BlackBerries.

16 A. It's a little self-deprecating humor, Chad.
17 That's good.

18 Q. Right, of course. From 2008 to the present,
19 have you been involved with the transfer of money over
20 \$5,000?

21 A. Have I personally? No.

22 Q. In a corporate capacity?

23 A. No -- well, involved. I mean, I don't know. I
24 mean, like, paying -- having a corporation pay a lawyer
25 is a transaction over \$5,000, right?

1 Q. Right. I don't know. You tell me.

2 A. Well, in my personal capacity, no. Unless you
3 are asking for Mantra Films, and then the answer is
4 "no," as well. In those two capacities.

5 Q. So, you have the access to use or the ability
6 to use the Bel Air home; you still have access to the
7 house in Mexico, right, or do you? That's not fair for
8 me to assume. Do you have access to the house in
9 Mexico?

10 A. Not whenever I want, no.

11 Q. Well, last time -- correct me if I'm mistaken,
12 but last time I thought you testified that you could use
13 that house pretty much for anything.

14 A. Then I testified incorrectly.

15 Q. Maybe I don't recall your testimony correctly.
16 Right now, let's just make it clear --

17 A. If I wanted to go to Mexico right now?

18 Q. Yes, if you wanted to go to Mexico.

19 A. I couldn't.

20 Q. Say it again. I'm sorry.

21 A. I couldn't.

22 Q. Why not?

23 A. Well, I'd have to contact my attorney, and
24 they'd have to contact appropriate people and I don't
25 know who they contact.

1 Q. We are talking about -- to clear it up for the
2 record, we are talking about the house of Casa de
3 Aramara, I believe? Is that what it's called?

4 A. It's your depo.

5 Q. How many places in Mexico do you have access
6 to?

7 A. Probably anywhere in the country.

8 Q. How about the house that was referenced in
9 Exhibit 1 with the Kardashians where they had their
10 beach party?

11 A. I don't own it.

12 Q. What's the name of that house?

13 A. Huh?

14 Q. What's that house referred to as?

15 A. Girls Gone Wild Island.

16 Q. So, when you want to go to that --

17 A. Girls Gone Wild Island.

18 Q. -- Girls Gone Wild Island, where is that
19 located?

20 A. In Mexico.

21 Q. In what city?

22 A. In Punta Mita, Mexico.

23 Q. I'm sorry, what?

24 A. In Puerto Vallarta, Mexico.

25 Q. So, when you want to go to that house, it's the

1 one that -- the same house that we talked about last
2 time, the one that was on Million Dollar Decorators?

3 A. Uh-huh. And you deposed, them, as well.

4 Q. And talked to them?

5 A. And they told you that they didn't pay me and I
6 didn't own it and . . .

7 Q. Well, when you want to go to that house in
8 Mexico, who is it you have to contact?

9 A. Bob Klueger, my attorney, and then he has to
10 contact somebody else, and I don't know who that person
11 is.

12 Q. Has there ever been a time where you've wanted
13 to go to that house in Mexico and you've contacted
14 Mr. Klueger, and he said, "No"?

15 A. That's attorney-client privilege.

16 Q. Has there ever been a time where you haven't
17 been able to use the house in Mexico for any reason
18 whatsoever --

19 A. Yes.

20 Q. -- when you wanted to?

21 And why was that?

22 MR. AFTERGOOD: Objection, calls for
23 speculation, lacks foundation.

24 THE WITNESS: I don't remember. Why was it?

25 //

1 BY MR. SEBER:

2 Q. Yeah. Was there someone else using it or was
3 it booked?

4 A. I was told "no," but that's also
5 attorney-client privilege, by my attorney.

6 Q. So, your attorney told you "no"?

7 A. I don't want to disclose conversations --

8 Q. I don't want to know --

9 A. -- between me and my attorney.

10 Q. -- what he told you.

11 A. Then don't ask me. So, it's even now.

12 Q. He's the person that -- look, I just want to
13 know if there's -- the only time that you can't use it
14 is because there's someone else using it? What's the
15 reason why you can't use it?

16 A. It's attorney-client privilege. Ask my
17 attorney, Bob Klueger, and he -- I --

18 Q. Let me try to do it this way, without getting
19 into what he told you.

20 A. Okay.

21 Q. So, Mr. Klueger would be the only person that
22 would tell you you could not use that house in Mexico?

23 MR. AFTERGOOD: Assumes facts not in evidence,
24 objection.

25 //

1 BY MR. SEBER:

2 Q. Is there anybody else that would tell you that
3 you couldn't use the house in Mexico?

4 A. I go through my attorney.

5 Q. So, he's the only person?

6 A. I go -- yes, I go through my attorney.

7 Q. That's all I was trying to figure out.

8 A. Okay.

9 Q. Do you spend most of your time at the Bel Air
10 house, Joe?

11 A. Most of my time? Now?

12 Q. Is there another place besides the Bel Air
13 house that you reside? Is that your primary residence?

14 A. I stay at friends' houses sometimes.

15 Q. I mean, the only reason why I'm asking, to be
16 quite candid with you, is sometimes it's been very
17 difficult to serve you there, and our guy tells me that
18 you are not there. So, I'm just trying to figure out if
19 that's your primary residence or not. Is it?

20 A. Maybe.

21 Q. I mean, do you have a primary residence?

22 A. I mean, not really.

23 Q. Well, besides the Bel Air house, where else do
24 you stay?

25 A. The Bel Air house.

1 Q. So, that's it?

2 A. Well, I didn't say that was it. You asked me
3 what my primary residence was, and I told you. That's
4 fair, right? That's a fair question.

5 Q. That's fair, I'm trying to figure out what your
6 primary residence is; and you are saying it's the Bel
7 Air house, that's correct?

8 A. That's correct.

9 Q. And who are a couple of people that could
10 verify that?

11 A. Verify what?

12 Q. That you spend most of your time there.

13 A. I don't spend most of my time there. That
14 wasn't my testimony. You are misstating my testimony.

15 Q. Okay. Who --

16 A. Wait. Is there a question pending?

17 Q. If you want to take a break, you can take a
18 break.

19 A. No, that's fine. How much longer do you think
20 you have?

21 Q. I've got quite a few pages.

22 A. Like, so . . .

23 Q. It's going to be a couple of hours. I'm got to
24 ask you questions about Mantra. We can go off the
25 record.

1 A. I don't know anything about Mantra, so . . .

2 Q. Okay.

3 A. I'm not the person that you would want to talk.

4 Q. But I need to ask you questions.

5 A. Go ahead.

6 Q. So, if you want to take a break, we can take a
7 break.

8 A. All right. Let's take a break.

9 (A recess was taken.)

10 BY MR. SEBER:

11 Q. Joe, do you have any interest in any stock?

12 A. Nope.

13 Q. Bonds?

14 A. Nope.

15 Q. Securities?

16 A. Nope.

17 Q. Do you stand to gain any benefit whatsoever
18 from any trust?

19 A. Not to the best of my knowledge.

20 Q. Even overseas trusts?

21 A. I believe that's asked and answered.

22 Q. So, that question would be the same.

23 A. Well, you've already asked me that question in
24 the beginning.

25 Q. Do you stay in a house that's owned by a trust?

1 A. Not to the best of my knowledge.

2 Q. Do you stay in a house that a trust pays for
3 mortgage payments?

4 A. I don't know the answer to that question.

5 Q. Trust pays for rent?

6 A. A trust pays for what?

7 Q. Do you stay in a house that a trust pays for
8 rent?

9 A. I don't know.

10 Q. Does the trust make any payments for your
11 living expenses?

12 A. I'm not aware of any.

13 Q. Besides Mr. Hadid, does anybody else owe you
14 money?

15 A. Mantra Films.

16 Q. The same testimony as last time on that?

17 A. Exactly the same testimony.

18 Q. Are there any other lawsuits that you are
19 currently involved in? And by "involved," I mean
20 something that's been filed; so, it's public record --

21 A. Yeah.

22 Q. -- besides Mr. Hadid.

23 A. Yeah. Well, I think Steve Wynn owes me money,
24 probably about 50 million, \$60 million in damages he's
25 done to me.

1 Q. Besides the lawsuit you are involved in with
2 Mr. Wynn and Mr. Hadid and Mr. Raymond, is there anybody
3 else that you are involved in with a lawsuit?

4 A. Not that I can think of right now, but I'd have
5 to . . .

6 Q. Do you have a publicist?

7 A. Nope.

8 Q. An accountant?

9 A. Nope.

10 Q. CPA?

11 A. Nope.

12 Q. Do you --

13 A. I have a lawyer, Bob Klueger. I think he's a
14 CPA.

15 Q. So, Mr. Klueger is a CPA, an accountant?

16 A. I don't know what his formal title is, but he
17 acts as my attorney and my accountant.

18 Q. Does he do your taxes for you?

19 A. Uh-huh.

20 Q. Do you have an agent?

21 MR. AFTERGOOD: Objection, that's vague.

22 THE WITNESS: No.

23 BY MR. SEBER:

24 Q. Personal driver, Joe?

25 A. No.

1 Q. Cook?

2 A. No.

3 Q. The Bel Air house, was it once owned by you and
4 transferred to Blue Horse, LLC?

5 A. No, it was never owned by me.

6 Q. Does Blue Horse, LLC, own the property now in
7 Bel Air?

8 A. I don't know.

9 Q. You don't know who owns?

10 A. That's what I just answered. Yeah, I don't
11 know.

12 Q. Are you aware of any previous refinance on the
13 Bel Air house?

14 A. Not as I sit here today.

15 Q. Have you assigned any checks for payments of
16 the mortgage on the Bel Air house?

17 A. I don't believe so. I'm not sure. I may have,
18 but not personally.

19 Q. You would have been signing those checks for a
20 corporation?

21 A. If I did, I would have, yes.

22 Q. Do you remember which company?

23 A. No.

24 Q. Do you still sign those checks today? That's a
25 bad question. Let me rephrase it. If you have a --

1 there's a mortgage payment coming up next month. Are
2 you going to sign a check for a company for that
3 payment?

4 A. Not necessarily, no.

5 Q. Are you familiar with Boulevard Management?

6 A. Uh-huh.

7 Q. Do they have any connection to the Bel Air
8 house?

9 A. Nope.

10 Q. Who are they?

11 A. They were an accounting firm that I was going
12 to use, but I never ended up using them. They turned
13 down my business.

14 Q. Who's Regina Jones? Do you know who she is?

15 A. She was an accountant. I've never met her.

16 Q. Did you ever use her as a bookkeeper?

17 A. No, not personally.

18 Q. Was she a bookkeeper for one of the companies
19 that you worked with?

20 A. I don't know specifically. I know she was
21 employed by Boulevard Management. That's all I know.

22 Q. Have you ever received a letter from Chase in
23 regards to the Bel Air home?

24 A. I don't remember anything specifically.

25 Q. Do you have any understanding why you would?

1 Let me rephrase. Is there any reason why you personally
2 would be receiving a letter from Chase in regards to
3 that Bel Air home?

4 A. I don't know how to answer that question.

5 Q. Do you know if there's any liens on the Bel Air
6 home?

7 A. Yes.

8 Q. And who would be the lienholders?

9 A. Chase.

10 Q. Anyone else?

11 A. Yeah, there's several other liens.

12 Q. Do you know them? Do you know who they are?

13 A. No, but they are -- they are UCC filed; so, you
14 should be able to look it up, but I can't tell you
15 specifically. But, yeah, I think there's like
16 \$5 million in additional liens on the house, in addition
17 to the mortgage.

18 Q. Is it your understanding the property is worth
19 less than it's owed on?

20 A. Yes. Yes, that's my understanding.

21 Q. Does Blue Horse Trading own any trademarks?

22 MR. AFTERGOOD: Objection, calls for
23 speculation.

24 THE WITNESS: Ask them.

25 //

1 BY MR. SEBER:

2 Q. Do you have any work with any trademarks that
3 are used for work owned by Blue Horse Trading?

4 A. Ask them.

5 Q. Were you involved with the Kardashians in a
6 trademark -- I think the name of it is Perfect Skin?

7 A. No.

8 Q. Are you involved in any work with the
9 Kardashians involving any type of trademarks?

10 A. Me? No.

11 Q. Mantra?

12 A. I'm sorry, is Mantra?

13 Q. Yeah.

14 MR. AFTERGOOD: Lacks foundation, objection.

15 BY MR. SEBER:

16 Q. Well, I'm asking just to save time, because you
17 are the PMK for Mantra.

18 A. Yeah, yeah.

19 Q. I'm trying to save time.

20 A. Mantra, yeah, I appreciate that, too. No, I'm
21 not involved in any trademarks with Mantra. I'm not
22 involved in -- I have no ownership, no position, I have
23 nothing to do with it whatsoever.

24 Q. So, you individually have no involvement in any
25 trademarks whatsoever?

1 A. Whatsoever.

2 Q. Are you involved with any of your -- any
3 companies that --

4 A. You are saying -- but -- but -- but here's how
5 I'm interpreting "involved," as ownership. Like, do I
6 own any trademarks?

7 Q. Well, let me --

8 A. Because how you define "involved"?

9 Q. Yeah, let me define what "involved" --

10 A. Am I involved with any trademarks?

11 Q. So, you don't own any trademarks?

12 THE WITNESS: So it's stipulated just for the
13 record, we are going to try to define this now, but we
14 may have to go back on my questions and reanswer based
15 on what his definition of "involved" is.

16 Chad, what's your definition of involved?

17 BY MR. SEBER:

18 Q. Well, first let's say you don't have any
19 ownership in any trademarks that have anything to do
20 with the Kardashians?

21 A. No, I don't, personally.

22 Q. Do you do any work on any project that has a
23 trademark that the Kardashians are involved in?

24 A. No.

25 Q. Are you aware of any trademark that the

1 Kardashians are related to in any way?

2 A. No.

3 Q. Have you ever heard of a name, Perfect Nails?

4 A. Vaguely.

5 Q. How is that?

6 A. I've heard the name.

7 Q. Have you had any involvement with any work with
8 a company or an entity named Perfect Nails?

9 A. Nope.

10 Q. Same question for Perfect Hair?

11 A. No.

12 Q. PerfectSkin?

13 A. Nope.

14 Q. University of Dermatology?

15 A. Nope.

16 Q. Rebirth?

17 A. Nope.

18 Q. Cell Wipes (phonetic)?

19 A. No -- me personally? No, on any of them.

20 Q. Perfect Science Labs?

21 A. No.

22 Q. Perfect Science?

23 A. No ownership.

24 Q. In any of the work that you do with -- in any
25 corporate capacity, have you had any involvement, work

1 or otherwise, with that list of companies that I just
2 read?

3 A. Wait. I didn't understand that question. I'm
4 sorry.

5 Q. I'm trying to avoid going --

6 A. No, no, I appreciate that, too. I appreciate
7 that.

8 Q. So, not in your individual capacity but as a
9 corporate capacity --

10 A. But what corporate?

11 Q. I don't know. That's why I'm asking you.

12 A. But, you can't, because I have no ownership in
13 any of these companies. You can ask them.

14 Q. Well, I'm just asking if you've done any work
15 for any company that had anything to do with any of
16 these names that I just read?

17 A. No.

18 Q. Do you need me to read the list again? I don't
19 want to if I don't have to.

20 A. No, you don't have to. I don't have any
21 ownership.

22 Q. I'm not asking ownership. I'm just saying any
23 work -- so, if you are working for a GGW, if you are
24 working for Mantra, any other corporation, have you
25 worked within -- has any of your work involved working

1 with that list of names I just read?

2 A. No. You'd have to ask them. I don't work for
3 them, other than I mentioned creative consultant.

4 Q. So, you may have been a creative consultant
5 involved with some of these names?

6 A. Uh-huh, yeah, but I said that in the beginning.

7 Q. Generally, I'm just trying to figure out what
8 the scope of that creative consultant role would take.
9 So, if you are a creative consultant on any of these
10 names, I just want to know "yes" or "no." And I can
11 read the list again, if you want.

12 A. Yeah, go ahead and read the list.

13 Q. Yeah, let me do it. So, were you a creative
14 consultant at any point in time on -- and stop me if
15 it's "yes" or "no" -- Perfect Science?

16 A. No.

17 Q. Perfect Science Labs?

18 A. No.

19 Q. Cell Wipes?

20 A. No. These aren't even -- these aren't even
21 companies. These are just trademarks -- they were just
22 marks, right?

23 Q. I don't know, Joe. I'm trying to figure out.
24 I'm trying to put the pieces of the puzzle together.

25 A. I don't know. Yeah, I can't tell you --

1 Q. I just want to know --

2 A. I just don't know, because I just don't know.
3 I think you are asking me just stuff that I just don't
4 know about. You know, it's just -- it's kind of
5 strange.

6 Q. I don't know what you know and what you don't
7 know, Joe.

8 A. Then ask me questions.

9 Q. Yeah. Rebirth?

10 A. Don't know.

11 Q. University of Dermatology?

12 A. Don't know anything about it.

13 Q. Perfect?

14 A. Don't know.

15 Q. PerfectSkin, Perfect Hair?

16 A. Don't know.

17 Q. Perfect Nails?

18 A. Don't know.

19 Q. Are you familiar with GGW Interactive, LLC?

20 A. Nope.

21 Q. GGW Direct, LLC?

22 A. Have I heard of it? Yeah, I've heard of it.

23 Am I familiar with it? I don't know.

24 Q. Are you a creative consultant for them?

25 A. Huh-uh.

1 Q. Do you have any type of role whatsoever with
2 GGW Direct, LLC?

3 A. Creative consultant.

4 Q. It's creative consultant?

5 A. Uh-huh.

6 Q. Are you a creative consultant for GGW Brands,
7 LLC?

8 A. I don't think so.

9 Q. Do you do any work for GGW Brands, LLC?

10 A. Not really.

11 Q. How about GGW Magazines, LLC?

12 A. Sometimes, I guess.

13 Q. Creative consultant or is there a different
14 role?

15 A. Creative consultant.

16 Q. GGW Events, LLC?

17 A. Sometimes I consult.

18 Q. Same deal, creative consultant?

19 A. Yeah.

20 Q. GGW Marketing, LLC?

21 A. Never heard of -- no, I don't do any work.

22 Q. For the ones that you were a creative
23 consultant on, to make it easier, Joe, I'm just going to
24 refer to those as the GGW companies. If there's any
25 confusion about what I'm asking, just let me know. Did

1 any of the GGW companies have a relationship to Pablo, I
2 believe it's pronounced, P-a-b-l-o, Holdings, LLC? Have
3 you heard of that company, Joe?

4 A. I don't know. Ask them.

5 MR. SEBER: Mark this as Exhibit 2.

6 (Exhibit 2 was marked.)

7 BY MR. SEBER:

8 Q. It's an e-mail from Mr. Klueger to an associate
9 at my office.

10 A. (Reviewing document) Okay. And?

11 Q. Do you have any understanding why Mr. Klueger
12 is referring to you as the PMK of operations?

13 MR. AFTERGOOD: Objection, lacks foundation and
14 calls for speculation.

15 THE WITNESS: No.

16 BY MR. SEBER:

17 Q. Do you consider yourself a PMK of operations of
18 any company?

19 A. I . . .

20 Q. I'm just asking you, not what Mr. Klueger
21 believes.

22 A. I would say Mr. Klueger is the person most
23 knowledgeable, because I couldn't tell you anything
24 about these companies.

25 Q. So, Mr. Klueger is the person most

1 knowledgeable of the GGW companies?

2 A. Yes.

3 Q. And it's not you?

4 A. That's correct.

5 Q. Of any type of topic, just to be thorough?

6 A. Well, I'm a creative consultant, you know, when
7 anyone asks me.

8 Q. So, if the topic fell underneath the creative
9 consultant role, then you would know about that?

10 A. If the topic fell under the creative consultant
11 role . . .

12 Q. Right. I'm just trying to figure out, Joe,
13 Mr. Klueger references and he says that you are the
14 person most knowledgeable of --

15 A. Sure, but --

16 Q. Hold on. I want to make sure -- of operations,
17 and I believe you are telling me something different.
18 If that's not the case, then let me know.

19 A. Ask me a question, and I'll answer it.

20 Q. Are you the person most knowledgeable of any of
21 the GGW companies for any subject matter?

22 A. Yeah, but I don't really know anything. I'm
23 the person most knowledgeable, but I don't know
24 anything. Just make me the person most knowledgeable
25 for everything. I'm not that knowledgeable. I'd have

1 to go ask Bob Klueger any information.

2 Q. So, Mr. Klueger would be more knowledgeable
3 on --

4 A. 100 percent.

5 Q. Okay. Thank you.

6 A. He's the person most knowledgeable.

7 Q. Do you know where the GGW companies' offices
8 are operated?

9 A. No, I don't know the address.

10 Q. Do you know of the GGW companies -- how their
11 ownership interest is structured?

12 A. No.

13 Q. Do you have any influence over how these
14 companies are governed?

15 A. No.

16 Q. Who makes the day-to-day decisions?

17 A. Ask them.

18 Q. Have you negotiated business deals for any of
19 the GGW companies?

20 A. Not to the best of my knowledge.

21 Q. Do you have any idea or understanding how
22 GGW -- the GGW companies financially operate?

23 A. No. Ask Bob Klueger.

24 Q. Do you have any understanding of GGW companies'
25 assets?

1 A. Nope.

2 Q. Liabilities?

3 A. Nope.

4 MR. SEBER: Let's go off the record.

5 (Discussion off the record.)

6 BY MR. SEBER:

7 Q. Perfect Science Labs, LLC -- have you heard of
8 them?

9 A. I've heard of it.

10 Q. How so?

11 A. Just heard of it.

12 Q. Do you do any work with them?

13 A. Nope.

14 Q. In an individual or corporate capacity?

15 A. Nope.

16 Q. Do you know if Perfect Science Labs, LLC, has
17 any involvement with Pure Skin? That's what I was
18 looking for. Pure Skin?

19 A. Huh-uh.

20 Q. PerfectSkin?

21 A. Nope.

22 Q. Do they have any involvement with the
23 Kardashians?

24 A. I don't know. You'd have to ask them. I mean,
25 like --

1 Q. All these questions --

2 A. I'm not the person -- like, I can't -- you are
3 asking me, like, frigging questions like now I'm just
4 getting in the habit of just like "I don't know." So,
5 I'll just say, "I don't know." I just don't know.

6 Q. Well, you may know one of these.

7 A. Okay. All right. So, keep going.

8 Q. Fair enough. Have you ever -- strike that.

9 MR. SEBER: Off the record for a second.

10 (Discussion off the record.)

11 (Exhibit 3 was marked.)

12 BY MR. SEBER:

13 Q. I've handed you Exhibit No. 3. It's a copy of
14 a Subpoena for a production of documents in this matter.
15 Have you seen this before, Joe?

16 A. Yes, I have, and I've read it.

17 Q. Then flip to -- there's a Request for
18 Production of Documents, and we are not going to read
19 them all --

20 A. I know.

21 Q. -- because they are all in the document. But
22 it's 1 through 33.

23 A. Got it, okay.

24 Q. And I take it when you received this, you read
25 over these Requests for Production of Documents?

1 A. Yes, and I did a diligent search, and I don't
2 have any of those documents in my possession.

3 Q. Where did you search?

4 A. I searched my house, I searched my files and
5 searched my computer. I don't have any of those
6 documents.

7 Q. Did you talk to any of your agents that might
8 have your documents, such as an attorney? I'm not
9 trying to figure out what you told them. I just want to
10 know if you asked them, "Guys, do you have any of these
11 documents so I can comply with the Subpoena?"

12 A. Oh, yes.

13 Q. You did?

14 A. My attorneys do not have any of these -- or
15 it's been represented to me. I mean, I'm not going to
16 say that they are -- you know, it's been represented to
17 me that these documents were not.

18 Q. I'm sorry. Can you finish that last sentence,
19 Joe?

20 A. I thought I did. I'm sorry.

21 Q. Maybe I missed it.

22 A. Okay.

23 Q. My last question was --

24 A. My attorneys have represented to me they didn't
25 have any of the documents, as well.

1 Q. About how many hours did you spend looking for
2 these documents?

3 A. I made a reasonable effort.

4 Q. Give me a ballpark. I mean, was this, like,
5 12 hours, 24, three days? What are we talking about?

6 A. Three hours, two hours.

7 Q. Do you have an understanding if you once had
8 these documents in your possession -- any of these? I
9 don't want to go one by one.

10 A. No, no, no, I've read through these. I mean,
11 you know, like, when I was involved in Mantra, I would
12 have had something to do with that way back when. You
13 know what I'm saying? But it calls for since
14 January 2007. So, it's, like, it's -- no, I don't, and
15 I did read them and I did search for them, because it
16 wouldn't be relevant anyways. I would be happy to
17 furnish them if I had them in my possession.

18 Q. Let's switch hats here and go over to Mantra.

19 A. Okay, cool.

20 Q. As the person most knowledgeable from Mantra,
21 how much does Mantra owe Joe Francis, you?

22 A. Well, it's, I mean, I think a significant
23 amount.

24 Q. Over 2 million?

25 A. Oh, yeah, for sure.

1 Q. Over 10?

2 A. I think so, in damages.

3 Q. And who was the person that most benefited from
4 that scandal that occurred at Mantra that we talked
5 about last time?

6 A. The CFO.

7 Q. Who was that again?

8 A. Michael Barrett.

9 Q. Where is Michael Barrett now?

10 A. I don't know.

11 Q. Is he the rogue that's gone off the net, so to
12 speak?

13 A. Off the grid.

14 Q. Off the grid.

15 MR. AFTERGOOD: Girls Gone Wild Island.

16 THE WITNESS: Girls Gone Wild Island.

17 BY MR. SEBER:

18 Q. Maybe that's why you can't use it. Maybe he's
19 there.

20 A. It's a fictitious place. Like, you rent sets.
21 Like, you call up the girls who want a studio. You rent
22 a fucking place. You put a sign out that says: "Girl
23 Gone Wild Studios." That doesn't mean you own it. It's
24 Hollywood, baby.

25 Q. Where do the books go for Mantra?

1 A. I -- I have no idea.

2 Q. Mantra -- is it currently operating?

3 A. Ask them.

4 Q. Well, you are the PMK right now, so . . .

5 A. I'm the PMK, but I have no knowledge. I don't
6 know who owns it, I don't know where anything is, I
7 don't know anything about it and . . .

8 Q. Do you believe you should be the PMK for
9 Mantra?

10 A. I know the most about it, but I don't know
11 anything.

12 Q. You know the most --

13 A. So, I believe I am the right proper PMK.

14 Q. You know the most, which is zero or -- right?

15 A. It doesn't exist.

16 Q. But --

17 A. I mean, it doesn't -- as far as, like, I'm
18 concerned, I don't own any part of it. I don't have any
19 ownership interest. I mean, you wanted a PMK. I'm
20 here.

21 Q. When's the last time it existed?

22 A. I don't know. I told you that last time.

23 Q. Correct --

24 A. But I could -- Bob Klueger would be the other
25 closest person.

1 Q. Does Bob Klueger know more about Montra's
2 operations than you?

3 A. Probably, but I would say equally.

4 Q. But if it's zero, then it's zero?

5 A. I mean, and that's really my point, too --

6 Q. But I'm trying to figure out --

7 A. I'll say it doesn't exist. Like, I don't own
8 any part of it. I'm not trying to divert your question.
9 I'm just trying to make it easier to give you more
10 information.

11 Q. But obviously it was in existence --

12 A. At some point, yeah.

13 Q. -- at some point, right.

14 A. Yeah.

15 Q. So, I just want to know --

16 A. How did it cease to be in existence? I don't
17 know.

18 Q. -- when the date was that it ceased.

19 A. I don't know. So, that's what I don't know, as
20 we sit here today.

21 Q. Well, there's one point in time where it had an
22 office, right?

23 A. Yeah, we talked about that earlier. Yeah.

24 Q. Right. So, I'm trying to figure out when did
25 that -- is there a time where you could say, "You know

1 what? That's the last point in time when Mantra had an
2 office"?

3 A. Yeah. Well, we talked about this in the
4 beginning of the deposition, and I think you said it
5 was -- you asked me if it was greater than five years
6 ago; and I said, "No, it was less than five years."

7 And you asked me if it was greater than two
8 years, and I said, "Probably between two and five
9 years."

10 Q. We are talking about something a little bit
11 different, but I remember talking about it. So, it's
12 the same thing.

13 A. That was my answer, yeah, and that's still my
14 answer. Yeah, I am the person most knowledgeable, but
15 there's nothing to know. It doesn't operate, as far as
16 I know.

17 Q. Was there --

18 A. Anything else -- I'm sorry. Anything else I'd
19 need to talk to Bob Klueger about.

20 Q. So, do you have any understanding, as you sit
21 here today, of Mantra -- when Mantra did have assets,
22 the amount of assets it had?

23 A. No, I have no idea. No, I don't, because it
24 was an accounting fraud, too. You know, you know that
25 whole story. You've read that whole story.

1 Q. The same question for liabilities. Do you have
2 any understanding --

3 A. No.

4 Q. Do you have any understanding how the four --
5 while Mantra was in operation, how it paid its bills?

6 A. Yeah, by check probably. Yeah, by checks.

7 Q. Well, who was the head of the accounting? Was
8 that still Eric Deutsch?

9 A. No, it was Michael Barrett.

10 Q. Michael Barrett.

11 A. The guy who embezzled the money. And we made a
12 good route. We went over this whole entire -- we went
13 over this all last time. I explained the whole thing.

14 Q. I understand, Joe. Now, I'm just kind of
15 asking -- I am asking: Now you sit here not as Joe
16 Francis, but you are wearing the --

17 A. The Mantra hat.

18 Q. -- Mantra --

19 A. I got you.

20 Q. -- speaking for Mantra.

21 From Montra's perspective, is there a company
22 that took over its operations?

23 A. No.

24 Q. Was that because it's just so depleted of any
25 assets whatsoever, there's nothing to take over?

1 A. There was nothing. It was riddled with fraud.
2 I mean, the CFO -- the three top guys stole the money.
3 Yeah, I mean --

4 Q. Did Mantra ever have any ownership right in the
5 house in Mexico?

6 A. Never.

7 Q. Did they have the ability to sign contracts for
8 the use of the house in Mexico?

9 A. Never.

10 Q. So, Mantra would never sign a contract?

11 A. Ever. It couldn't. I can't even see the
12 relationship.

13 Q. So, it had nothing to do with as far as who got
14 Mantra, I'm talking --

15 A. I'd have to talk to Bob Klueger about it, but,
16 yeah, there's -- I mean, that would be pretty -- I
17 wouldn't see how that could possibly work.

18 Q. Why is that? I just don't understand the
19 structure.

20 A. Either do I. I don't understand the structure
21 either, but I'm just --

22 Q. But you know it well enough that Mantra would
23 not be in the position to grant --

24 A. To the best of my knowledge, yeah. I mean, to
25 the best of my knowledge.

1 Q. To the best of your knowledge, Mantra would not
2 be in a position to grant somebody the use of the house
3 in Mexico?

4 A. No, I don't see how that could happen.

5 Q. The house in -- that was featured in --

6 A. But you would have to ask that -- like, I don't
7 know.

8 Q. But you are them right now; so, that's right
9 why I'm trying --

10 A. But I don't own it, and I have no position, I
11 have no authority, but I've designated myself just so
12 you have somebody to talk to. You can talk to me or
13 Bob. Bob Klueger would be the person most knowledgeable
14 for Mantra.

15 Q. Would Bob Klueger be in a better position to
16 answer questions about Mantra having any right or access
17 or the ability to control the house in Mexico?

18 A. Well, I've already answered that there's -- and
19 to the best of my ability, there's no way. Like, I
20 couldn't see that, but I don't know the structure and I
21 think intentionally.

22 Q. Have you ever owned stock in Mantra?

23 A. Yes.

24 Q. So, Mantra issued Joe Francis stock?

25 A. I mean, I don't know, but I -- I -- at one time

1 I was a shareholder for Mantra. If somebody issued, I
2 don't know what that means.

3 Q. Did they ever give you a certificate that said,
4 "Stock"?

5 A. I've never seen one. I don't know if they did.

6 MR. SEBER: Mark this next one.

7 (Exhibit 4 was marked.)

8 BY MR. SEBER:

9 Q. Have you ever seen what's Exhibit 4 before?

10 A. No, but that doesn't mean anything. My
11 signature is on it, but I don't remember seeing it.

12 Q. Do you have any idea where -- it's a stock
13 certificate, and it --

14 A. This is November 1988.

15 Q. It's old school?

16 A. Yeah, it's old school.

17 Q. It's got your name on it. It says 900 -- I
18 mean, it says 900 shares of stock of Mantra Films, Inc.
19 Do you have any idea what happened to that stock?

20 A. I have no idea.

21 Q. Do you know who would?

22 A. Bob Klueger probably.

23 Q. I don't have any more questions about that,
24 Joe. Do you have any understanding if there's any
25 outstanding stock today of Mantra?

1 A. I don't know. You'd have to ask them.

2 Q. Mr. Klueger?

3 A. (Witness nodding head.)

4 Q. Yes?

5 A. Correct. I would -- yes. I have no ownership
6 interest in the company, I have no position in the
7 company, I don't think the company operates. That's
8 my -- you know.

9 Q. Does Mr. Klueger have an understanding of the
10 asset structure of Mantra?

11 A. I can't speak for his knowledge.

12 Q. Joe, were you the sole shareholder of Mantra?

13 A. No.

14 Q. The company wasn't public, was it?

15 A. No, it was private.

16 Q. Was Joe Francis ever an employee of Mantra?

17 A. Yes.

18 Q. And what was your role?

19 A. As -- I was the president of Mantra for a
20 period of time.

21 Q. Did Mantra ever provide you, Joe, with anything
22 of value to use, like a car?

23 A. Huh?

24 Q. Yes? I'm sorry, yes or no?

25 A. Yeah, they used to pay me -- I used to get paid

1 by Mantra, but that was many years ago.

2 Q. When did that stop? Is there a defining line?
3 Two years ago? Is that still safe --

4 A. Mantra hasn't paid me in years. Mantra owes me
5 money. Years. I would say four or five years.

6 Q. Let's say four years, to be conservative,
7 Mantra hasn't provided anything of value to you?

8 A. Except a lot of fucking lawsuits.

9 Q. Which may or may not be of value?

10 A. I don't think they are of value. I think they
11 are liabilities. Mantra has got a lot of liabilities is
12 what I understand from my attorneys, but that's all.

13 Q. Have you ever heard of the name Ashley Bosh?

14 A. Yes.

15 Q. Who is -- is it she or he?

16 A. She.

17 Q. Who is she?

18 A. She was a paralegal.

19 Q. For?

20 A. I don't know. For my attorney.

21 Q. She wasn't a paralegal for Mantra?

22 A. No, she worked -- she worked for the
23 attorney -- whoever the attorney was at the time.

24 MR. SEBER: Let's go off the record.

25 (Discussion off the record.)

1 MR. SEBER: There's a stipulation I'm going to
2 put on the record with Mr. Aftergood we agreed with. If
3 Wynn is going to file a motion to compel on the
4 documents -- I'm not saying we are or not -- but we both
5 understand that there's no need to seek an intervention
6 with the Court on that point; that we can simply file a
7 motion to compel. And Mr. Aftergood has agreed that if
8 we are, that he's not going to raise that for us failing
9 to go down and seek an intervention on that ground.

10 MR. AFTERGOOD: I'm fine with that.

11 THE WITNESS: That's fine.

12 (Exhibit 5 was marked.)

13 BY MR. SEBER:

14 Q. The last document that I have for you is
15 Exhibit No. 5. Exhibit No. 5, this is a Subpoena to
16 Mantra for production of documents. Have you seen this
17 document before?

18 A. Yes.

19 Q. And direct your attention to -- it starts
20 several pages in. It says: "Documents to be Produced,"
21 and it has Requests for Production of Documents No. 1
22 through 23"?

23 A. Yep.

24 Q. You specifically looked for these document?

25 A. Yes.

1 Q. And where did you look?

2 A. Computer, files, home, but, you know, I'm not
3 involved with Mantra, so . . .

4 Q. Did you talk to anybody about if they had any
5 of these documents in their possession?

6 A. I talked to my attorneys.

7 Q. And they represented to you that they did not
8 have any of these documents in their possession?

9 A. Yes, that's correct.

10 Q. About how many hours did you spend --

11 A. Or they said whatever documents they had,
12 meaning that we -- meaning the attorneys, they said that
13 they produced pursuant to the last -- pursuant to the
14 Subpoena. It was our last -- I guess, in another --
15 what?

16 Q. Whatever they said, they said.

17 A. Yeah, but then also, I'm getting into
18 attorney-client privilege stuff, but that's -- yes.

19 Q. I mean, the fact that they produced documents
20 wouldn't be privileged if they produced them?

21 A. Yeah.

22 Q. I'm just trying to figure out if they -- it
23 sounds like you spoke to your counsel about the
24 documents request --

25 A. I made a reasonable diligent search for these

1 documents --

2 Q. Hold on. Let me finish. You spoke to your
3 counsel about the documents requested in Exhibit No. 5,
4 and your attorney said that they either already produced
5 them or that there were no documents to produce?

6 A. Correct.

7 Q. And you spent about how many hours looking for
8 the documents in Exhibit No. 5?

9 A. Well, I didn't -- I looked at the same time;
10 so, the same three-hour period of time, I spent any
11 other -- just looking for this at the same time.

12 Q. And the same locations that you looked for --
13 and the other exhibit being Exhibit No. 3, I believe,
14 which is the Subpoena to Joe Francis as an individual
15 for production of documents?

16 A. Correct.

17 Q. And your testimony is that you have no
18 documents responsive to any of these in your --

19 A. That haven't been produced previously.

20 Q. That have not been produced?

21 A. Previously.

22 Q. Previously?

23 A. Yeah, or that are, like, public record that you
24 could obtain yourself.

25 MR. SEBER: That's it. We can go off. We are

1 done.

2 THE WITNESS: Can we stipulate that this
3 concludes the . . .

4 MR. SEBER: Well, we'll stipulate that this
5 concludes the examination; but, Joe, you should still go
6 down and let them know.

7 THE WITNESS: Okay, yeah. So, let's go down.

8 MR. SEBER: Go ahead, and I will be --

9 THE WITNESS: Let's stipulate that it's the end
10 of the judgment debtor exam for Joseph Francis and
11 Mantra Films.

12 (Ending time: 11:46 a.m.)
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1 STATE OF _____)
2 COUNTY OF _____) SS.
3
4
5
6

7 I, the undersigned, declare under penalty
8 of perjury that I have read the foregoing
9 transcript, and I have made any corrections,
10 additions or deletions that I was desirous of
11 making; that the foregoing is a true and correct
12 transcript of my testimony contained therein.

13 EXECUTED this _____ day of _____,
14 20____, at _____, _____.
15 [City] [State]
16
17
18
19
20
21

22 _____
23 JOSEPH FRANCIS
24
25

REPORTER'S CERTIFICATE

I, CANDACE A. NICHOLS, CSR No. 12239, Certified
Shorthand Reporter, certify:

That the foregoing proceedings were taken before me
at the time and place therein set forth, at which time the
witness was put under oath by me;

That the testimony of the witness, the questions
propounded, and all objections and statements made at the
time of the examination were recorded stenographically by
me and were thereafter transcribed;

That the foregoing is a true and correct transcript
of my shorthand notes so taken.

I further certify that I am not a relative or
employee of any attorney of the parties, nor financially
interested in the action.

I declare under penalty of perjury under the laws of
California that the foregoing is true and correct.

Dated this 23 day of April, 2012.

Candace A. Nichols
CANDACE A. NICHOLS C.S.R. No. 12239